

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN DOE

vs.

ST. JOSEPH'S UNIVERSITY and JANE  
ROE

CIVIL ACTION

NO. 2:18-CV-02044

**O R D E R**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2018,  
upon consideration of Defendant Jane Roe's Renewed Motion for Summary Judgment  
and all Responses thereto, it is hereby ORDERED that said Motion is GRANTED.

Summary Judgment is hereby entered in favor of Defendant Jane Roe on all  
claims.

BY THE COURT:

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Diamond, J.

**MINTZER, SAROWITZ, ZERIS,  
LEDVA & MEYERS, LLP  
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MSZL&M File No. 004150.000009**

Attorney for Defendant,  
JANE ROE

JOHN DOE

vs.

ST. JOSEPH'S UNIVERSITY and JANE  
ROE

COURT OF COMMON PLEAS  
USDC - EASTERN

NO. 2:18-CV-02044

**DEFENDANT, JANE ROE'S REPLY TO PLAINTIFF'S RESPONSE TO  
DEFENDANT, JANE ROE'S RENEWED MOTION FOR SUMMARY  
JUDGMENT**

Defendant Jane Roe hereby files the instant Reply to Plaintiff's Opposition to her Renewed Motion for Summary Judgment.

On September 4, 2018, this Honorable Court entered an Order directing that dispositive motions were to be filed by September 24, 2018, and all responses to dispositive motions be filed no later than October 8, 2018. See September 4, 2018 Order attached hereto as Exhibit "A."

Plaintiff filed a response to Defendant Roe's Renewed Motion for Summary Judgment on October 9, 2018, beyond the time ordered by this Honorable Court. Further, Plaintiff has still not filed the exhibits to the response. Plaintiff did not seek leave from the Court to file this response late. Plaintiff did not seek consent of Defendant Roe to file the response late. Further, this is the second time Defendant Roe has filed for Summary Judgment. Plaintiff has been on notice of the arguments being made by Defendant Roe

since July 30, 2018. Simply put, Plaintiff's opposition to Roe's Renewed Motion for Summary Judgment is late without justification. Defendant Roe respectfully requests that this Court disregard Plaintiff's untimely response and grant Defendant Roe's Motion for Summary Judgment.

**MINTZER, SAROWITZ, ZERIS, LEDVA & MEYERS, LLP**

BY: /s/ Susan R. Engle  
SUSAN R. ENGLE, ESQUIRE  
Attorney for Defendant, JANE ROE

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JOHN DOE,	:	
Plaintiff,	:	
	:	
v.	:	Civ. No. 18-2044
	:	
ST. JOSEPH'S UNIVERSITY, et al.,	:	
Defendants.	:	

**ORDER**

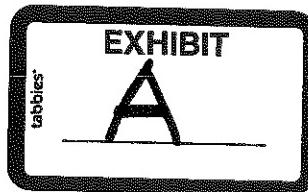
AND NOW, this 4th day of September, 2018, it is hereby ORDERED that:

1. Defendant Roe's psychiatric records show that she was diagnosed with Post-Traumatic Stress Disorder, thus confirming the truthfulness of her deposition testimony to this effect;
2. Defendant Roe's psychiatric records shall otherwise remain sealed. Defendant Roe is not required during her deposition to answer any questions respecting her psychiatric treatment;
3. At the conclusion of Defendant Roe's deposition, discovery in this matter will be closed;
4. Dispositive motions shall be filed no later than September 24, 2018; and
5. Responses to dispositive motions shall be filed no later than October 8, 2018.

AND IT IS SO ORDERED.

/s/ Paul S. Diamond

Paul S. Diamond, J.



**CERTIFICATE OF SERVICE**

I, STEVEN N. CHERRY, ESQUIRE, do hereby certify that a true and correct copy of the within **REPLY TO PLAINTIFF'S RESPONSE TO DEFENDANT, JANE ROE'S RENEWED MOTION FOR SUMMARY JUDGMENT AND MEMORANDUM OF LAW** was forwarded by Electronic Filing Service (ECF) October 10, 2018, as follows:

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/s/ Susan R. Engle  
SUSAN R. ENGLE, ESQUIRE